

**RESOLUTION NO. 1147 -2010, AMENDING THE 2010 CAPITAL BUDGET AND PROGRAM AND APPROPRIATING FUNDS FOR THE ACQUISITION OF LANDS AND RELATED EXPENSES FOR INTERSECTION IMPROVEMENTS ON CR 100, SUFFOLK AVENUE AND BRENTWOOD ROAD/WASHINGTON AVENUE, TOWN OF ISLIP (CP 5065)**

**WHEREAS**, the Commissioner of Public Works has requested funds for the acquisition of land and related expenses (appraisals, public notices, title insurance policies, service of process, etc.) for intersection improvements on CR 100, Suffolk Avenue and Brentwood Road/Washington Avenue, Town of Islip; and

**WHEREAS**, CR 100, Suffolk Avenue and Brentwood Road/Washington Avenue has experienced traffic flow problems that are presently being addressed by widening and reconstructing CR 100, Suffolk Avenue at its intersection with Brentwood Road/Washington Avenue; and

**WHEREAS**, as a part of these improvements, acquisition of lands from private property owners under the provisions of the New York State Eminent Domain Procedure Law was required; and

**WHEREAS**, many of the property owners have filed and settled claims for additional compensation under the provisions of the New York State Eminent Domain Procedure Law above and beyond the amount of compensation offered by the County; and

**WHEREAS**, sufficient funds are not included in the 2010 Capital Budget and Program to cover the cost of said request and pursuant to Suffolk County Charter, Section C4-13, an offsetting authorization must be provided from another capital project; and

**WHEREAS**, Resolution No. 471-1994 and as amended by Resolution No. 461-2006 has established a priority ranking system as the basis for funding Capital Projects such as this project; and

**WHEREAS**, the 2010 Capital Budget the County Legislature, by resolution of even date herewith, has authorized the issuance of \$275,000 in Suffolk County Serial Bonds; now, therefore be it

**1<sup>st</sup>** **RESOLVED**, that, pursuant to Resolution No. 1184-2002 approved by the County Legislature, determined that the Intersection Improvements on CR 100, Suffolk Avenue at Brentwood Road/Washington Avenue, constitutes an unlisted action, pursuant to the provisions of Title 6 NYCRR, Part 617 and Chapter 279 of the Suffolk County Code, therefore, the provisions of SEQRA have been complied with and no further environmental review is necessary; and be it further

**2<sup>nd</sup>** **RESOLVED**, that it is hereby determined that this project, with a priority ranking of sixty-five (65) is eligible for approval in accordance with the provisions of Resolution No. 471-1994 as revised by Resolution No. 461-2006; and be it further

**3<sup>rd</sup>** **RESOLVED**, that the County Department of Public Works is hereby authorized, empowered and directed to take such action as may be necessary to complete Intersection Improvements on CR 100, Suffolk Avenue at Brentwood Road/Washington Avenue, pursuant to Section C8-2 (A) of the Suffolk County Charter; and be it further

**4<sup>th</sup>** **RESOLVED**, that the 2010 Capital Budget and Program be and they are hereby amended as follows:

Project No.: 5571  
 Project Title: Intersection Improvements on CR 48, Middle Road at Cox Neck Road

	<u>Total Est'd Cost</u>	<u>Current 2010 Capital Budget &amp; Program</u>	<u>Revised 2010 Capital Budget &amp; Program</u>
3. Construction	<u>\$725,000</u>	<u>\$1,000,000B</u>	<u>\$725,000B</u>
<b>TOTAL</b>	<b>\$725,000</b>	<b>\$1,000,000</b>	<b>\$725,000B</b>

Project No.: 5065  
 Project Title: Acquisition of Lands for Intersection Improvements on CR 100, Suffolk Avenue

	<u>Total Est'd Cost</u>	<u>Current 2010 Capital Budget &amp; Program</u>	<u>Revised 2010 Capital Budget &amp; Program</u>
2. Land Acquisition	<u>\$1,495,000</u>	<u>\$0</u>	<u>\$275,000B</u>
<b>TOTAL</b>	<b>\$4,276,860</b>	<b>\$0</b>	<b>\$275,000</b>

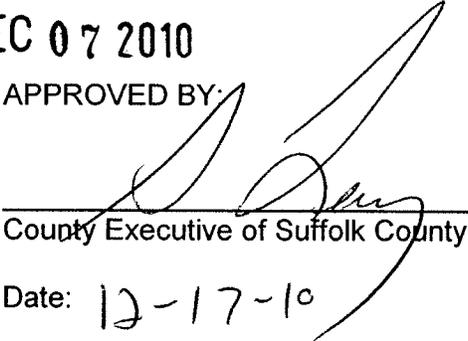
and be it further

**5<sup>th</sup>** **RESOLVED**, that the proceeds of \$275,000 in Suffolk County Serial Bonds be and they are hereby appropriated as follows:

<u>Project No.</u>	<u>J.C.</u>	<u>Project Title</u>	<u>Amount</u>
525-CAP-5065.211 (Fund 001-Debt Service)	50	Acquisition of Lands and Related Expenses for Intersection Improvements on CR 100, Suffolk Avenue	\$275,000

DATED: DEC 07 2010

APPROVED BY:



County Executive of Suffolk County

Date: 12-17-10

SUFFOLK COUNTY  
County Legislature  
RIVERHEAD, NY



*This is to Certify That I, TIM LAUBE, Clerk of the County Legislature of the County of Suffolk, have compared the foregoing copy of resolution with the original resolution now on file in this office, and which was duly adopted by the County Legislature of said County on December 7, 2010 and that the same is a true and correct transcript of said resolution and of the whole thereof.*

*In Witness Whereof, I have hereunto set my hand and the official seal of the County Legislature of the County of Suffolk.*

*Tim Laube*

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Clerk of the Legislature

Intro. Res. 2131

Res. No. 1147

December 7, 2010

**Motion:**

Romaine, Schneiderman, Browning, Muratore, Losquadro  
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Co-Sponsors:**

Romaine, Schneiderman, Browning, Muratore, Losquadro  
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

**Second:**

Romaine, Schneiderman, Browning, Muratore, Losquadro  
 Eddington, Montano, Cilmi, Lindsay, Vilorio-Fisher, Barraga,  
 Kennedy, Nowick, Horsley, Gregory, Stern, D'Amaro, Cooper

LD	Legislator	Yes	No	Abs	NP	R
1	Edward P. ROMAINE					
2	Jay H. SCHNEIDERMAN					
3	Kate M. BROWNING					
4	Thomas MURATORE					
6	Daniel P. LOSQUADRO					
7	Jack EDDINGTON					
9	Ricardo MONTANO					
10	Thomas CILMI					
11	Thomas F. BARRAGA					
12	John M. KENNEDY, JR.					
13	Lynne C. NOWICK					
14	Wayne R. HORSLEY					
15	DuWayne GREGORY					
16	Steven H. STERN					
17	Lou D'AMARO					
18	Jon COOPER					
5	Vivian VILORIA-FISHER, D.P.O.					
8	William J. LINDSAY, P.O.					
	Totals	18				

MOTION	
<input checked="" type="checkbox"/>	Approve
Table: _____	
<input type="checkbox"/>	Send To Committee
<input type="checkbox"/>	Table Subject To Call
<input type="checkbox"/>	Lay On The Table
<input type="checkbox"/>	Discharge
<input type="checkbox"/>	Take Out of Order
<input type="checkbox"/>	Reconsider
<input type="checkbox"/>	Waive Rule _____
<input type="checkbox"/>	Override Veto
<input type="checkbox"/>	Close
<input type="checkbox"/>	Recess
APPROVED <input checked="" type="checkbox"/>	FAILED _____
No Motion _____	No Second _____

RESOLUTION DECLARED
<input checked="" type="checkbox"/> ADOPTED
<input type="checkbox"/> NOT ADOPTED

*Tim Laube*

Tim Laube, Clerk of the Legislature

Roll Call \_\_\_\_\_ Voice Vote